



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

NOV 03 2009

Ref: EPR-SA

Terry Staley, Manager
Waste/Remediation Group,
Xcel Environmental Services
4653 Table Mountain Dr.
Golden, CO 80403

Jennifer McCarter, REM
Environmental Analyst
Xcel Energy, Energy Supply Golden (ESG)
4653 Table Mountain Dr.
Golden, CO 80403

RE: Poudre River Site Restoration Warranty

Dear Sir and Madam,

As discussed during the September 18, 2009 Poudre River Site (the Site) Stakeholder's meeting, this letter is to document EPA's decision to release Xcel Energy and its contractors from the restoration requirements pursuant to the Administrative Order on Consent. Performance standards as set forth for the project were achieved at on the "Atzlan Center" side of the Poudre River but not the "Natural Areas" side, even after continued effort to reach these standards. It is our view that the performance measures defined for the restoration of the Site were not appropriate given the differing circumstances at each area; therefore we have determined that continued effort to meet these performances standards is unreasonable.

We do hereby release you from these standards and end the restoration and warranty periods related to this project.

If you have additional questions regarding this matter please feel free to contact me at 303-312-6688 or via email andrews.gina@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Gina Andrews", with a long, sweeping underline.

Gina Andrews
On Scene Coordinator

cc: Carol Webb, City of Fort Collins
Dennis Alexander, AECOM
Margaret Zebley, AECOM
Site File



Printed on Recycled Paper